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Name of Registered Representative:

John C. Freeman

John C. Freeman, Registration No. 34,483

April 12, 2004

Date of Signature

PATENT
CASE NO. 56/360

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:)
Erich Strasser)
Serial No.: 10/005,489) Group Art Unit: 2863
Filed: November 8, 2001)
For: POSITION MEASURING DEVICE AND)
METHOD FOR THE START-UP OF A)
POSITION MEASURING DEVICE)

AMENDMENT PURSUANT TO 37 C.F.R. § 1.116

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05/06/04*
Dear Sir:

This Amendment is in response to the Office Action mailed on February 10, 2004. This Amendment is necessary and was not earlier presented because it responds to new rejections to the claims under 35 U.S.C. § 103. It is not believed that Amendment